

## DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

## OFFENSE CHARGED

18 U.S.C. § 1832(a)(3) – Theft of Trade Secrets

Petty  
 Minor  
 Misdemeanor  
 Felony

## PENALTY:

Maximum fine: 18 USC 1832(b) -- treble the value of the stolen trade secret  
 Special Assessment: \$400

## PROCEEDING

Name of Complainant Agency, or Person (&amp; Title, if any)

Federal Bureau of Investigation

person is awaiting trial in another Federal or State Court,  
 give name of court

this person/proceeding is transferred from another district  
 per (circle one) FRCrp 20, 21, or 40. Show District

this is a reprocsecution of  
 charges previously dismissed  
 which were dismissed on motion  
 of:

U.S. ATTORNEY  DEFENSE

SHOW DOCKET NO.

this prosecution relates to a  
 pending case involving this same  
 defendant

prior proceedings or appearance(s)  
 before U.S. Magistrate regarding this  
 defendant were recorded under

MAGISTRATE  
CASE NO.Name and Office of Person  
Furnishing Information on this form David L. Anderson

U.S. Attorney  Other U.S. Agency

Name of Assistant U.S.  
Attorney (if assigned) Laura Vartain Horn

## PROCESS:

SUMMONS  NO PROCESS\*  WARRANT

If Summons, complete following:

Arraignment  Initial Appearance

Defendant Address:

Bail Amount: \_\_\_\_\_

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments:

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

## DEFENDANT - U.S.

► United Microelectronics Corporation, Inc.

## DISTRICT COURT NUMBER

CR 18-0465 MMC

## DEFENDANT

## IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

1)  If not detained give date any prior summons was served on above charges ►  
 2)  Is a Fugitive  
 3)  Is on Bail or Release from (show District)

## IS IN CUSTODY

4)  On this charge  
 5)  On another conviction }  Federal  State  
 6)  Awaiting trial on other charges  
 If answer to (6) is "Yes", show name of institution

Has detainer  Yes  
 been filed?  No

} If "Yes"  
 give date  
 filed

DATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

DATE TRANSFERRED  
TO U.S. CUSTODY

Month/Day/Year

This report amends AO 257 previously submitted

## ADDITIONAL INFORMATION OR COMMENTS

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Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) Case No. CR 18-0465 MMC  
Plaintiff, )  
v. )  
UNITED MICROELECTRONICS )  
CORPORATION, INC. )  
Defendant. ) VIOLATION:  
 ) 18 U.S.C. § 1832(a)(3) – Theft of Trade Secrets  
 )  
 ) VENUE: SAN FRANCISCO  
 )

## SUPERSEDING INFORMATION

The United States Attorney charges:

COUNT ONE: (18 U.S.C. § 1832(a)(3) – Theft of Trade Secrets)

1. From in or about 2015 to in or about 2018, in the Northern District of California and elsewhere, the defendant,

1 UNITED MICROELECTRONICS CORPORATION, INC.,

2 (1) did knowingly and with the intent to convert a trade secret, specifically Trade Secret 5 – recorded in  
3 an Excel spreadsheet with the digital filename “[DR25nmS] Design rules Periphery\_EES\_2012000023-  
4 013) Rev.13” – which is a trade secret used in and intended for use in interstate and foreign commerce,  
5 to the economic benefit of someone other than the owner, Micron Technology, Inc. (“Micron”), and  
6 knowing that the offense would injure Micron;

7 (2) knowingly received and possessed Trade Secret 5; and

8 (3) knowing Trade Secret 5 to have been stolen or appropriated, obtained and converted without  
9 authorization.

10  
11 All in violation of Title 18, United States Code, Section 1832(a)(3).

12 DATED: October 26, 2020

13 Respectfully submitted,

14 DAVID L. ANDERSON  
15 United States Attorney

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17 LAURA VARTAIN HORN  
18 Assistant United States Attorney